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9 UNITED STATES DISTRICT COURT

10 DISTRICT OF NEVADA

11
12 ASHLY RAI,
13 Plaintiff,
14 v.
15 COSTCO WHOLESALE CORPORATION, a
Foreign Corporation; DOES I through X,
16 inclusive; and ROE CORPORATIONS I
through X, inclusive,
17 Defendants.

Case No. 2:24-cv-00161-JAD-EJY

**STIPULATION AND ORDER TO
EXTEND DISCOVERY DEADLINE
DATES (FIRST REQUEST)**

19 Pursuant to Federal Rule of Civil Procedure 6 and the Court's Local Rules of Civil Practice
20 LR IA 6-1 and LR 26-3, the parties to this action respectfully request that the Court approve this
21 Stipulation to extend the current discovery deadlines by 60 days. Counsel for the respective parties
22 communicated regarding this matter and agree that the requested extension is necessary and
23 supported by good cause. This is the parties' first request for an extension of the discovery
24 deadlines.

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1 **I. DISCOVERY COMPLETED BY THE PARTIES:**

2 The parties have served their initial disclosures as well as several supplements thereto.
3 Plaintiff's Independent Medical Examination ("IME") was completed on May 7, 2024. Plaintiff's
4 deposition is scheduled on June 26, 2024. The IME report has not been disclosed by the Defendant.
5 Responses to written discovery by Plaintiff are due on June 22, 2024.

6 **II. DISCOVERY WHICH REMAINS TO BE COMPLETED:**

7 Plaintiff intends to depose the relevant claims handling personnel of Defendant, COSTCO
8 WHOLESALE CORPORATION ("COSTCO"), including their 30 b(6) representative all of whom
9 reside out of state. COSTCO has noticed the deposition of the Plaintiff. The parties have
10 propounded and are in the process of responding to the written discovery. The parties will also
11 disclose and depose experts. The experts will include several medical providers and experts.

12 **III. REASONS WHY DISCOVERY WAS NOT SATISFIED OR COMPLETED WITHIN
THE TIME LIMIT SET BY THE DISCOVERY PLAN:**

14 The parties have been working diligently throughout the discovery process. As indicated
15 above, the parties engaged in discovery efforts in terms of disclosures and written discovery. An
16 IME of the Plaintiff was conducted on May 7, 2024. The IME report is still pending. Plaintiff's
17 deposition is to take place on June 26, 2024. Plaintiff recently underwent foot surgery related to the
18 injuries sustained in the slip and fall at COSTCO. Plaintiff is in the process of supplementing those
19 medical records and billing. The disclosure of the updated medical records is needed for the parties
20 to include said information in their expert reports.

21 **IV. GOOD CAUSE EXISTS TO GRANT THE REQUESTED EXTENSION**

22 As stated above, the parties have been working diligently on all discovery-related items.
23 There are outstanding written discovery responses and deposition of the parties and experts that
24 need to be completed. The parties anticipate this extension will be a reasonable amount of time for
25 all depositions and disclosures mentioned above to be completed.

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1 **V. SCHEDULE FOR COMPLETION OF ALL REMAINING DISCOVERY:**

2 The parties request that the pertinent discovery deadlines set forth in the Court's Scheduling
3 Order be continued 60 days, as follows:

4 The parties propose the following discovery schedule to be approved by the Court:

<u>EVENT</u>	<u>CURRENT DEADLINE</u>	<u>PROPOSED DEADLINE</u>
Discovery Cut-Off	August 20, 2024	October 21, 2024 (Monday)
Amending Pleadings and Adding Parties	May 22, 2024	July 22, 2024 (Monday)
Initial Expert Disclosures	June 21, 2024	August 20, 2024 (Tuesday)
Rebuttal Expert Disclosures	July 21, 2024	September 20, 2024 (Friday)
Dispositive Motions	September 19, 2024	November 20, 2024 (Wednesday)
Pre-Trial Order ¹	October 19, 2024	December 20, 2024 (Friday)

14 Despite best efforts, the parties have not been able to complete the discovery that is necessary
15 and needed at this juncture. However, the parties believe that, should the Court approve this
16 Stipulation for an extension of discovery deadlines, the additional time requested herein will be
17 sufficient to allow the parties to complete discovery.

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27 ¹ If a dispositive motion is filed, the deadline for filing the joint pretrial order will be suspended
28 until 30-days after the decision on the dispositive motions or further Court order. See LR 26-1(b)(5).

1 IT IS RESPECTFULLY SUBMITTED.
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Dated this 6th day of June 2024.

4 RANALLI ZANIEL FOWLER &
5 MORAN, LLC

6 /s/ Maegun C. Mooso

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Costco Wholesale Corporation

Dated this 6th day of June 2024.

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6 /s/ Paul S. Padda

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14 IT IS SO ORDERED

15 
16 UNITED STATES MAGISTRATE JUDGE

17 Dated: June 7, 2024

18
19 Prepared and submitted by:

20 PAUL PADDA LAW, PLLC

21 /s/ Paul S. Padda

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